

**Amendment No. 2 to HB0132**

**Sargent  
Signature of Sponsor**

**AMEND Senate Bill No. 126\***

**House Bill No. 132**

by inserting the following new sections immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION 9. Tennessee Code Annotated, Section 55-17-120, is amended by adding the following language as a new subsection:

(d)

(1) Notwithstanding this part to the contrary, a motor vehicle dealer license shall not be required to purchase nonrepairable vehicles or salvage vehicles from an automobile auction if the automobile auction:

(A) Primarily sells motor vehicles on consignment; and

(B) Sells in this state on an annual basis at least ten thousand (10,000):

(i) Nonrepairable vehicles;

(ii) Salvage vehicles; or

(iii) Motor vehicles that are a combination of both nonrepairable vehicles and salvage vehicles.

(2) Nothing in this subsection (d) shall limit:

(A) The sale of nonrepairable vehicles or salvage vehicles to any person residing in a state or jurisdiction other than in this state; or

(B) The sale of nonrepairable vehicles or salvage vehicles titled in a state or jurisdiction other than in this state.

(3) For purposes of this subsection (d):

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(A) "Nonrepairable vehicle" has the same meaning as defined in § 55-3-211; and

(B) "Salvage vehicle" has the same meaning as defined in § 55-3-211.

SECTION 10. Tennessee Code Annotated, Section 55-17-114(d)(1), is amended by deleting the semicolon and substituting instead the following:

, unless a motor vehicle dealer license is not required by law;

SECTION 11. Tennessee Code Annotated, Title 55, Chapter 17, Part 1, is amended by adding the following language as a new, appropriately designated section:

(a) Each automobile auction that sells nonrepairable vehicles or salvage vehicles pursuant to § 55-17-120(d) shall maintain an electronic record of the receipt and sale of any nonrepairable vehicle or salvage vehicle for a period of three (3) years. Such record shall include:

(1) The date of receipt of the vehicle and its model, make, year, and vehicle identification number;

(2) The name and address of the person from whom the vehicle was acquired; and

(3) The name and address of the purchaser of the vehicle.

(b) Each automobile auction required to maintain records pursuant to this section shall make such records available to:

(1) All law enforcement officers after receipt of prior written notice via United States mail; and

(2) The department of revenue with thirty (30) days prior written notice.

SECTION 12. If any provision of this act or its application to any person or circumstance is held invalid, then all provisions and applications of this act shall be invalid and void.